

# Official Minutes for Webb County Commissioners Court Meeting

Monday, October 23, 2006 at 1:00 PM  
and continuing Tuesday, October 24, 2006 at 1:00 PM

- Item No. 1      Call to order by Judge Louis H. Bruni  
Let it be remembered that a regular meeting of the Webb County Commissioners Court was held at 1:00 p.m. at the regular meeting place with the following members present to wit:

Louis H. Bruni	County Judge
Frank Sciaraffa	Commissioner, Pct. 1
Judith Gutierrez	Commissioner, Pct. 2
Jerry Garza	Commissioner, Pct. 3
Cindy Cortez-Brunner	Commissioner, Pct. 4

Thus constituting a quorum, the Commissioners Court proceeded to act upon the Agenda as posted in the meeting notice of the 20<sup>th</sup> of October 2006. Present also were Mrs. Imelda Diaz, Deputy County Clerk representing Mrs. Margie Ramirez Ibarra, Ex-officio Clerk of the Commissioners Court, various officers and others interested in the business of the Court.

- Item No. 2      Roll Call – Margie Ramirez Ibarra, Webb County Clerk

- Item No. 3      Pledge of Allegiance – Led by All

- Item No. 4      Approval of minutes – October 10, 2006

**Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Gutierrez seconded the motion.**

**Motion carried 5-0 by unanimous consent.**

- Item No. 5      Approval of bills, payroll and monthly reports

**Mrs. Delia Perales, County Treasurer, stated that the report summarized the end of the month of September and the end of FY 2006. She stated that she has complied with the Independent Auditor's with having all her reconciliations. She mentioned that collections in sales tax were over by 1.4 million of last year. She stated that she has finished paying all her debt services which amounted to \$6.7 million for the fiscal year. Mrs. Perales mentioned that payroll was closed for the fiscal year.**

**Judge Bruni motioned to approve the item as submitted. Cmr. Sciaraffa seconded the motion.**

**Motion carried 5-0 by unanimous consent.**

**Item No. 6      Communications**

**Cmr. Sciaraffa had no communications.**

**Cmr. Gutierrez stated that she would like to share a report submitted by Mr. Keith Kendall on the water and sewer project in Pct. #2 and Pct. #4. She asked Mr. Tomas Rodriguez, County Engineer, if he had the report so that he could give a status on how far the project is. Mr. Tomas Rodriguez stated that Bids for the City of Laredo are due on Friday. He mentioned that the he thought that the Bids for Penitas would be out till January because of the sewer issue. He stated that the Tanquecitos I Project was already under construction. He mentioned that the Water Development Board has a meeting scheduled for this Friday. Cmr. Gutierrez stated that it was important to have the project's status identified before they leave office. She stated that she would like to have a Ground Breaking Ceremony for the Tanquecitos.**

**Judge Bruni congratulated Cmr. Garza on the birth of his two twin boys.**

**Cmr. Garza stated that he had a concern and observation in regards to the train derailment that occurred in San Antonio. He stated that it was a horrific thought to think that something like that could happen in Laredo. He stated that it was important to let the community know that the County is working diligently in building the Rail Bridge. Mr. Carlos Villarreal, Executive Administrator, stated that the main concern of public was that a lot of money was being spent on the project. Mr. Villarreal mentioned that the committee was doing all the work in order to save money, however, he mentioned that this did entailed a lot of traveling to Monterrey on a weekly basis. Mr. Villarreal stated that hopefully all documentation could be done in order to get the Presidential permit. Mr. Villarreal stated that if the type of derailment that occurred in San Antonio was to occur in Laredo there would be extensive property damage as well as lost lives.**

**Cmr. Garza invited everyone to the Ground Breaking Ceremony for the Buenos Aires Community Center located at Reynolds and Lexington at 9:00 a.m. on October 24, 2006.**

**Cmr. Brunner reminded everyone that today was the first day of early voting.**

**Item No. 7      Public Comment**

**1<sup>st</sup> witness card – Patricia Barrera (Tax Assessor Collector)**

**Ms. Barrera stated that she had issued a handout summarizing all her collections for FY 2006. She stated that she met and surpassed her promised goal to the Court. She stated that she met 97% as opposed to other figures given by other reports. She mentioned that her department's**

total revenue was \$94,623,239.99 in which there was \$48,591,317.43 in County revenue.

**2<sup>nd</sup> witness card – Sandra Llano**

Ms. Sandra Llano stated that she was a registered nurse. She thanked the Court for putting the item of Mental Health on the agenda. She stated that sixteen years ago her family was shaken up by the diagnosis of her sister having schizophrenic and bipolar. She mentioned that she had to take time off from her work to attend these meeting and to deal with the situation with her sister. She mentioned that at her sister's last hospitalization, because of two law enforcement agencies trying to figure out who was to do the transporting her sister was getting more aggressive. She stated that if this process would be speeded up these situations would not occur. She stated to the Court that they as leaders should create a plan of action to resolve the present situation. She asked all entities to work together to resolve this problem because mentally ill individuals and their family members could not do it without them.

**3<sup>rd</sup> witness card – Elvia Ruelas**

Ms. Elvia Ruelas stated that she was a member of the National Eye for Mental Illness. She stated that in the State of Texas it was calculated that 430,000 individuals would suffer from a Mental Illness in the year 2007. She stated that the reason she was coming before the Court was to ask them to pass a Resolution to the handling of mental health commitments. She stated that the Court had taken an Oath to administer the laws. She stated that the community's mental crisis health was at stake. Ms. Ruelas mentioned that an administrative delay could be fatal and dangerous to these individuals. She stated that these difficult situations are similar to 911 calls. She asked the Court to leave politics aside and take into consideration how their decision would affect the individuals with mental illness. She stated that the National Eyes for Mental Illness was willing to help in anyway they could.

**4<sup>th</sup> witness card – Allison Haynes**

Ms. Allison Haynes stated that she was there to speak on Item 1 and 4 under the Addendum. She stated that she had been presented with the Drash Consulting Agreement; however, she had no comment on Item 1. She stated that in Item No. 4 she would like to address the issue on the lawsuit that was filed last Thursday against the County by Killam Properties arising from the award of the sale of the Old Detention Center. She mentioned that the award of the sell took place pursuant to a Request for Bid/Solicitation for Bid not a Request for Proposal. She stated that at no time during the negotiations of the final terms for the final sales contract not negotiations for of the Bid, has there been any differentiation, deviation, or guidance away from posted solicitation for Bid or the Bid proposal submitted by Khaledhi Properties. She stated that her client respectfully disagrees with the County Attorney's office when they presented to the Court that Khaledhi Properties has presented a counteroffer to Webb County. She stated that there was no local government code or statute which prohibits the negotiations of final terms

of a sales contract. She stated that at no time has her client ever requested Webb County pay or incur any charges in connection with the environmental cleanup that may be associated with this property.

Item No. 8 Discussion and possible action to declare, by proclamation, the month of November as "Official Home Care Month."

**Cmr. Gutierrez motioned to approve item as submitted.. Cmr. Gutierrez seconded the motion.**

**Motion carried 5-0 by unanimous consent.**

Item No. 9 Report from Head Start regarding child care services as part of their community care programs; report to include the number of children participating in such programs; services and care provided to the children; special safety precautions taken by the community centers for the care of the children; and, any other matters incident thereto.

**Judge Bruni stated that the Head Start program would give a presentation to the public. He mentioned that the reason he put this item on the agenda was because they need to do everything for the children of this community because they would be the leaders of the future. He mentioned to the Head Start staff that if there is anything the he or the Court could assist them in to please let them know.**

**Ms. Aliza Oliveros, Head Start Director, presented Ms. Luz Munoz, Assistant Head Start Director and Ms. Ana Maria Castillo, Assistant Head Start Director, to the Court. Ms. Oliveros mentioned that she had prepared a three to five minute power point presentation for the Court (filed at County Clerk's Office) and if there were any questions, she would be glad to answer them.**

**Judge Bruni stated that the presentation was excellent and all he wants is to catch children at an early age and instill in them good at this age. Ms. Oliveros stated that the program has been such a success with the support of the Court and the employees. Cmr. Gutierrez thanked the Head Start program and invited anyone who wishes to visit any of the Head Start centers are more than welcomed. Cmr. Gutierrez stated that hopefully it continues to get funded by the government since there is always talk every legislation they will not be funded.**

Item No. 10 Discussion and possible action to rescind the Commissioners Court action of September 25, 2006 being the approval of agenda item

number 24. " Discussion and possible action to lease block seven hundred twenty (720) in the Eastern Division of the City of Laredo, Texas less and except the most northerly portion thereof which is within a tennis court area, of the Paisano Girl Scouts Council for a 25 year term, for County and public purposes, and authorizing the allocation of FOUR HUNDRED FIFTY THOUSAND DOLLARS (\$450,000.00) from Bond Series 2006 for the construction of youth educational and recreational facilities, and any other matters incident thereto."

**Mr. Carlos Villarreal, Executive Administrator, recommended to table this item being that there had been dialogue with all of the funding agencies in which consists of Lamar Bruni Vergara Trust, Meadows Foundation, Lupe Martinez Foundation, and the County to formulate something that will be approved by all the parties involved.**

**Cmr. Brunner motioned to table item. Cmr. Sciaraffa seconded the motion.**

**Motion carried 5-0 by unanimous consent.**

Item No.11

Discussion and possible action to allocate FOUR HUNDRED FIFTY THOUSAND DOLLARS (\$450,000.00) from Certificate of Obligation Series 2006 for the construction of a public educational and recreational facility by the Paisano Girl Scouts Council/Tip of Texas Girl Scouts Council, and finding that the County's participation in the project is in the best interest of the public and serves a public purpose and further authorizing the negotiation and preparation of a contract between the parties, and any matters incident thereto.

**Mr. Carlos Villarreal, Executive Administrator, stated that again they would have to formulate something because the Lamar Bruni Vergara Trust can only make fundings to local organizations which the other ones don't have a problem. Mr. Villarreal recommended that the Court make approval with the stipulation that there will be something in the agreement that will make sure that we adhere to all the funding agencies requirements and if they could do that including that it is in the best interest of the public and serves the public's purpose.**

**Cmr. Gutierrez motioned to approve item stipulating the conditions that were addressed by Mr. Villarreal and also that we find that the County's participation is in the best interest of the public and serves a public purpose. Cmr. Sciaraffa seconded motion.**

**Motion carried 5-0 by unanimous consent.**

Item No.12 Discussion and possible action to amend the "Interlocal Agreement with the City of Laredo Concerning Improvements at Father McNaboe Park, Farias Splash Park and Lafayette Splash Park" to include monitoring provisions and finding that the County's participation in the project is in the best interest of the public and serves a public purpose.

**Cmr. Brunner motioned to approved item as submitted. Cmr. Garza seconded the motion.**

**Motion carried 5-0 by unanimous consent.**

Item No.13 Discussion and possible action regarding mental commitments service of citations to the physicians, attorneys *ad litem*, patients, and case workers through Mental Health Unit and/or Webb County Sheriff's Department.

**Mrs. Margie Ramirez Ibarra, Webb County Clerk, submitted to the Court a summary of all Mental Health Commitments in FY 2006. She mentioned that there were 135 cases up to the end of September. She stated that the amount varies each month. Mr. Carlos Villarreal, Executive Administrator, stated that a meeting was held with Dr. Garcia, Border Region MHMR, Constable Reyes, Webb County Sheriff, and Mrs. Margie Ramirez Ibarra to discuss what needed to be done. He mentioned that the Sheriff's Warrant Division would need additional help and that they would come back to the Court and ask for help. He mentioned that Constable Reyes would be called and the County Attorney whenever assistance was deemed necessary.**

**Cmr. Garza thanked Ms. Llano and Ms. Ruelas for coming and speaking on behalf of the Mentally Ill individuals. He stated that the Court was willing to help to address this issue.**

**Judge Bruni stated that no action was necessary.**

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## **Media Break**

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Item No.14 Discussion and possible action to accept the Transfer of Service on six (6) cellular telephones provided by SBC Global Services, Inc. d/b/a AT&T Global Services on behalf of Southwestern Bell Telephone, L.P. from the City of Laredo for the Webb County & Zapata Narcotics Task Force, and authorizing the County Judge to sign all relevant documents. [Requested by Webb County Purchasing Department; Account No. 284-1100-6004 (Telephone Account-DA's)].

- Item No. 15 Discussion and possible action to enter into an Equipment Lease Agreement with Office Communications Systems, Inc. for one (1) Toshiba ES-600 Copier to be located at Head Start Floyd's Kitchen Center for a thirty-six month period (September 15, 2006 through August 14, 2009) in the amount of TWO HUNDRED SEVENTY-SEVEN DOLLARS AND SIXTY-FIVE CENTS (\$277.65) PER MONTH OR NINE THOUSAND NINE HUNDRED NINETY-FIVE DOLLARS AND FORTY CENTS OVER THE TERM OF THE LEASE and authorizing the County Judge to sign all relevant documents. Requested by Head Start Account No. 903-4208-6014 (Equipment Rental)].
- Item No.16 Discussion and possible action to enter into an Equipment Maintenance Agreement with Office Communications Systems, Inc. for one (1) Toshiba ES-600 Digital Photocopier Machine for the Floyd's Kitchen Head Start for a twelve (12) month period (September 15, 2006 through August 14, 2007) with a monthly base rate of NO DOLLARS (\$0.00) PER MONTH including NO copies per month AND \$0.0077000 overage and authorizing the County Judge to sign all relevant documents. [Requested by Head Start Account No. 903-4208-6014 (Equipment Rental)].
- Item No.17 Discussion and possible action to approve a Professional Services Contract with Villa de Niños Pediatric Rehabilitation Center for a period of two (2) years beginning September 1, 2006 through August 31, 2008 and a fee for service agreement as described in attachment A and authorizing the County Judge to sign all relevant documents. [Requested by Head Start Dept. Acct. #903-4208-6076 (Disability Services)]
- Item No.18 Discussion and possible action to enter into a three (3) year (December 23, 2006 through December 24, 2009) Master Services Agreement with Evercom Systems, Inc. for the provision of inmate telephone services at the Webb County Law Enforcement Center, and authorizing the Webb County Judge to sign all relevant documents. [Requested by Webb County Purchasing Department].
- Item No. 19 Discussion and possible action to enter into an Equipment Maintenance Agreement with Office Communications Systems, Inc. for one (1) Toshiba ES-2500C Digital Photocopier Machine for the County Engineer for a twelve (12) month period (September 30, 2006 through August 31, 2007) with a monthly base rate of FIFTEEN DOLLARS (\$15.00) PER MONTH including no copies per month and \$0.010000 ea. for black and \$0.0850 ea. for color overage and authorizing the County Judge to sign all relevant

documents. [Requested by Engineer Account No. 001-0115-6402 (Equipment Maintenance)].

- Item No.20 Discussion and possible action to pass a Resolution for Webb County to Support its membership in the South Texas Development Council and order the payment of TWO THOUSAND FIVE HUNDRED FOURTEEN DOLLARS AND TWENTY CENTS (\$2514.20) in membership assessments.
- Item No. 21 Discussion and possible action to approve a Resolution recognizing Home Care Professionals and Designating November 2006 as "Home Care Month in Webb County, Texas.
- Item No. 22 Discussion and possible action to enter into a two (2) year subscriber agreement with NEXTEL to provide Nextel Communication Services for one Nextel phone. The cost of the one (1) Nextel phone is ONE HUNDRED AND FORTEEN DOLLARS AND NINETY-EIGHT CENTS (\$114.98) with a monthly communication air-time service fee for the phone of THIRTY SEVEN DOLLARS AND NINETYNINE CENTS (\$37.99) for a total cost of NINE HUNDRED AND ELEVEN DOLLARS AND SEVENTY-SIX CENTS (\$911.76) over the term of the agreement, and authorizing the county judge to execute all relevant documents. [Requested by Facilities Department, Account No. 001-0109-6004-1 (Telephone/Maintenance)]

**Mr. Nathon Bratton, County Attorney's Office, stated that there was a correction on Item 15 and 16. He stated that both items should read Head Start Main Office rather than Floyd' Kitchen Head Start. Mr. Bratton mentioned to the Court that no action was necessary on Item No. 21 being that they had already approved it.**

**Judge Bruni motioned to approve Items 14, 15, 16, 17, 18, 19, 20, and 22 as submitted. Cmr. Sciaraffa seconded the motion.**

**Motion carried 5-0 by unanimous consent.**

- Item No.23 Discussion and possible action concerning changes to retiree benefits through County Choice Silver, a program offered by the Texas Association of Counties Health and Employee Benefits Pool.

**Ms. Cynthia Mares, Administrative Services Director, mentioned that the TAC had changed service provider to AETNA. She mentioned that they were offering a tremendous package for retirees over the age of 65. Ms. Mares stated that of the four plans, she recommended the HIGH PLAN for AETNA which includes prescriptions at a rate of \$78.00 a month. She stated that this Plan eliminated the age tiers. Cmr. Gutierrez asked Ms. Mares if after analyzing all the Plans if she was recommending the HIGH PLAN. Ms. Mares**

acknowledged. Cmr. Gutierrez asked Ms. Mares if the employees had an option as to whether they would like to accept or not. Ms. Mares stated that it was up to the employee's discretion whether to accept or not.

Cmr. Gutierrez motioned to accept the recommendations from Ms. Cynthia Mares. Cmr. Sciaraffa seconded the motion.

**Motion carried 5-0 by unanimous consent.**

Mr. Nathan Bratton stated that the spreadsheet needed to be filed with the minutes of the County Clerk.

- Item No.24 Discussion and possible action to approve the submission of the 2007 CAP Plan to the Texas Department of Housing & Community Affairs (TDHCA).

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

**Motion carried 5-0 by unanimous consent.**

- Item No.25 Discussion and possible action to enter into an agreement with the Texas Department of Aging and Disability Services by the WCCAA Meals On Wheels Program for a total of \$492,404.00. The total amount includes \$44,308.00 in required matching funds.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

**Motion carried 5-0 by unanimous consent.**

- Item No.26 Discussion and possible action to authorize the Economic Development Department to submit an application to the Office of Rural Community Affairs (ORCA) Texas Community Development Program's Micro-enterprise Loan Fund, requesting \$100,000.00 in funding with an in-kind match (time and effort) of 25.0% (\$25,000.00). Project funds will be used to make business-development loans to micro-enterprises (5 or fewer employees, of whom one is the business owner) in economically depressed rural areas of Webb County.

Cmr. Sciaraffa motioned to approved item as submitted. Cmr. Gutierrez seconded the motion.

**Motion carried 5-0 by unanimous consent.**

- Item No.27 Discussion and possible action to authorize the Economic Development

Department to submit an application to the South Texas Development Council for a Regional Solid Waste Grant Programs Grant in the amount of \$48,000.00 with an in-kind match of \$4,250.00; and authorizing the County Judge to act on behalf of Webb County in all matters relating to the application; and pledging that if a grant is received Webb County will comply with the grant requirements of the South Texas Development Council, the Texas Commission on Environmental Quality and the State of Texas. Project funds will be used to establish an Environmental Court as a separate docket within an existing Webb County Court, and will fund a Court Coordinator's position.

**Mr. Sciaraffa motioned to approved item as submitted. Mr. Gutierrez seconded the motion.**

**Motion carried 5-0 by unanimous consent.**

- Item No.28 Discussion and possible action approving change order no. 2 in the amount of \$117,908.00 and additional 120 days to Zertuche Construction, Inc. for the Villa Antigua Border Heritage Museum and parking improvements project and authorizing the county auditor to transfer \$17,908.00 From Bond Series 2006 interest revenue to Bond Series 2006 acct. 725-8102-8609.

**Mr. Tomas Rodriguez, County Engineer, mentioned to the Court that the transfer amount was a typed error and that the transfer amount would only be \$7,908.00 since \$10,000 were coming from the original contract.**

**Mr. Sciaraffa motioned to approve item with the dollar amount change. Mr. Gutierrez seconded the motion.**

**Motion carried 5-0 by unanimous consent.**

- Item No.29 Discussion and possible action to waive publication requirements for slot # 2338 (regarding the filling of any position with a base salary exceeding \$40,000.00), and authorize fill slot # 2338, Deputy Director, Department # 4101, Indigent Care Assistance, and any matters incident there to.

**Judge Bruni motioned to approved item as submitted. Mr. Sciaraffa seconded the motion.**

**Motion carried 4-1 with Mr. Garza voting against.**

- Item No.30 Discussion and possible action to purchase software from ANI Direct Network Security Solutions in the amount of \$12,750.00 for the

Management Information System. ACCT. NO.: 001-0500-6411; BAL. \$267,795.00.

**Cmr. Sciaraffa motioned to approved item as submitted. Cmr. Gutierrez seconded the motion.**

**Motion carried 5-0 by unanimous consent.**

- Item No.31 Discussion and possible action to solicit bids for the purchase and installation of rubber floor tiles and kitchen equipment for the Head Start Program.
- Item No. 32 Discussion and possible action to lease purchase one (1) digital copier from Neville for 36 months in the amount of \$272.76 monthly for the Juvenile Justice Alternative Educational Program. ACCT. NO.: 149-1301-6014;BAL: 3,744.23.
- Item No. 33 Discussion and possible action to solicit bids for one (1) Type 2 bus for the CAA Transportation Department. ACCT. NO.: 980-8001-8801; BAL.: \$51,505.00
- Item No. 34 Discussion and possible to extend the bid opening for the Request for Proposals for Land Agent/Gauger.
- Item No.35 Discussion and possible action authorizing Department 2502, Constable Pct. 4, to fill the new slot approved in the 2006-2007 budget as follows: Administrative Deputy \$11.06/hr
- Item No.36 Discussion and possible action to award annual contract for refuse collection Bid No. 12007-57 to Trashco.
- Item No.37 Discussion and possible action to award Proposal Number P-2006-21 La Presa Community Center to C.G. Construction., Acct, Number 723-8103-8710-1
- Item No.38 Discussion and possible action to award Proposal 2006-24 Online E-Payments for Citations.
- Item No.39 Discussion and possible action to add the E. Martinez/La Capilla Ranch to the County Annual Contract for Flexible Base (Caliche) in the amount of \$4.75 per cubic yard, stock piled by owner. Account # 010-7002-6405

Cmr. Gutierrez motioned to approve items 30, 31, 32, 33, 34, 35, 37, and 39 as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Judge Bruni mentioned that on Item 36 backup there was no final number at the end of awarding this. He mentioned that there was a new company in town named Orange. He stated that if you wanted a bargain, you would get a bargain with them. Mr. Eloy Ramirez stated that they solicit Bids to everyone and anybody who want to participate. Mr. Ramirez stated that only two Bids were received one from Southern Sanitation and Trashco. Judge Bruni stated that they might have not known and asks the support to reject this item.

Judge Bruni motioned to reject this item and re-bid and contact Orange. Cmr. Sciaraffa seconded the motion.

Mr. Ramirez mentioned that they would contact Orange.

Motion carried 5-0 by unanimous consent.

Mr. Eloy Ramirez stated that on Item #38, two proposals were received. He mentioned that this item had been rejected at the last meeting to extend it. He stated that Acting MIS Director and him were recommending Platinum Provider for this services.

Cmr. Garza motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.40 Discussion and possible action to authorize the purchase of equipment for the Road & Bridge Department through the Houston Galveston Area Council and Buy Board, From Account Number 727-8108-8801 Bond Series 2006.

CO-OP: Buy Board	Vendor/Bid#	Unit Price	Co-Op Fee	Total
1 Fuel Truck	Heil/208-04	91,729.00	N/A	\$91,729.00
1 Low Boy Trailer	Heil/208-04	56,900.00	N/A	\$56,900.00
1 320 Skid Steer	Rdo/225-05	23,748.00	N/A	\$23,748.00
1 850 J Dozer	Rdo/205-04	252,000.00	N/A	\$252,000.00

CO-OP:

Houston Galveston Area Council

1 Garbage Truck	Heil/RC08-04	163,436.00	\$400.00	\$163,836.00
1 Grapple Truck	Heil/GR01-06	97,264.00	\$400.00	\$97,664.00
1 F-250 Crew Cab PU	Philpott/VE03-06-D28	20,758.00	\$600.00	\$20,675.00
1 F-250 Regular Cab	Philpott/VE03-06-D26	16,845.00	\$600.00	\$17,445.00
1 F-350 Crew Cab Drw	Philpott/VE03-06-D33	21,249.00	\$600.00	\$21,849.00
1 F-150 S-Cab V8	Philpott/VE03-06-D24	22,315.00	\$600.00	\$22,915.00
6 F-150 Ford	Philpott/VE03-06-D24	14,776.00	\$600.00	\$89,256.00
14 Mobile Radios	Motorola/RA01-06	3,500.00	\$600.00	\$44,807.00

1 Generator For Fuel Station	Five Star	6,425.00	N/A	\$6,425.00
			Grand Total	\$909,249.00

Mr. Eloy Ramirez stated that this item was all the equipment for Road & Bridge Department. He stated that on the 14 Mobile Radios, the unit price was incorrect. He stated that it should be \$3,153.23 and the Co-Op fee should be \$662.18 making it a total of \$44, 807.20. He mentioned that the grand total should be \$909,249.20.

Cmdr. Sciaraffa motioned to approved item as submitted. Cmdr. Gutierrez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.41 Discussion and possible action to purchase the following vehicle for Constable Pct. 2, from Certificates of Obligation Series 2006:

1. One each 15 passenger van Philpott Motors VEO3-06 \$24,916.00
2. One each XTL Two (2) Way Radio Motorola \$ 4,500.00

Cmdr. Gutierrez motioned to approved item as submitted. Judge Bruni seconded the motion.

Motion carried 5-0 by unanimous consent.

Cmdr. Sciaraffa asked Mr. Eloy Ramirez, Purchasing Agent, how long would it take to receive the van. Mr. Ramirez stated that it should be about 30 days.

Item No.42 Discussion and possible action to authorize the settlement of property damage claim of Olivia Cantu Garcia resulting from a motor vehicle collision which occurred on or about May 24, 2006 with a County vehicle being driven by a Sheriff's deputy. **Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (2) (Consultation with Attorney).**

Judge Bruni motioned to go into Executive Session at 3:11 p.m. Cmdr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Judge Bruni stated that they were out of Executive Session at 3:22 p.m. and that no action was taken.

Mr. Nathan Bratton, County Attorney's Office, recommended to the Court to let the County Attorney's Office settle the matter.

Cmdr. Gutierrez motioned to accept recommendation from Mr. Nathan Bratton. Cmdr. Sciaraffa seconded the motion.

**WEBB COUNTY, TEXAS**  
**COMMISSIONERS**  
**COURT**  
**ADDENDUM TO REGULAR MEETING**  
**SCHEDULED FOR**  
**October 23, 2006 at 1:00 p.m. and continuing**  
**October 24, 2006 at 1:00 if necessary**

- Item No.1      Discussion and possible action to enter into an Access Agreement with Drash Consulting Engineers, Inc., to allow Drash to access an approximate 294.24 acre tract (known as the Old Detention Center) for the purpose of environmental assessment including monitoring wells and requiring insurance and indemnification and any matters incident thereto and authorizing the County Judge to sign all relevant documents.

Mr. Nathan Bratton, County Attorney's Office, stated that this item was in conjunction to the Old Detention Center. He mentioned that Drash in asking to enter the premises to do three monitoring wells on behalf of Khaledhi properties. He stated that they have received their full agreement, have reviewed it, and are recommending that along with their full agreement, they indemnify the County of any exposure, risks, or liabilities based on their activities on the property and that the County also be included on their insurance policy for general liabilities only for the purpose of the Detention Center. Judge Bruni stated that they have their own environmental people out there. Judge Bruni stated why are the taxpayers going to be burden. Mr. Bratton stated that this will not cost the County any money. He stated that this is being paid for by the Khaledhi's. Cmr. Gutierrez stated that this is just allowing access into the property. Mr. Bratton stated this came about because of the Court's last action in allowing the Khaledhi's to move forth with there studies. Mr. Bratton mentioned that they are just asking that the Court include the indemnification and the insurance provisions so that it can be drafted.

Cmr. Gutierrez motioned to approved item. Cmr. Sciaraffa seconded the motion.

Motion carried 3-2 with Judge Bruni and Cmr. Brunner voting against.

- Item No.2      Discussion and possible action to approve the re-stated lease agreement with the Diocese of Laredo for the Santa Teresita Community Center.

**Cmr. Sciaraffa motioned to approved item as submitted. Cmr. Gutierrez seconded the motion.**

**Mr. Nathan Bratton stated that this was just a restated agreement because the Court had already approved the lease agreement. He stated that the Diocese had some concerns of the activity that could and could not happen in the center. He stated that Mr. Tomas Rodriguez got a list of the type of activity that was permitted in the other centers so he could demonstrate to the Diocese that everything was in order. He stated that the County would be required to go to the Diocese for written approval for any expansions on any activity.**

**Motion carried 5-0 by unanimous consent.**

**Item No.3 Discussion and possible action regarding the Villa Antigua/Casa Ortiz purchase, financing and any matters incident thereto [ Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (2) (Consultation with Attorney) and/or 551.072 (Deliberation regarding real property)].**

**Judge Bruni motioned to go into Executive Session at 3:59 p.m. Cmr. Gutierrez seconded the motion.**

**Motion carried 5-0 by unanimous consent.**

**Judge Bruni stated that the Court was back from Executive Session at 4:19 p.m.**

**Mr. Nathan Bratton stated to the Court if they could grant the County Attorney's Office to continue negotiations with the owner and to allow the County Attorney and Cmr. Gutierrez to discuss the financing aspects with the financial advisor as well as discussion with the local lending institutions.**

**Judge Bruni approved the continuation of negotiations. Cmr. Brunner seconded the motion.**

**Motion carried 5-0 by unanimous consent.**

**Item No.4 Discussion and possible action regarding Killam Ranch Properties, Ltd. v. Webb County, Texas, Cause No. CVQ 001710-D3 the 341st Judicial District Court, including but not limited to, the retention of legal counsel and any matters incident thereto. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (2) (Consultation with Attorney)].**

**Mr. Nathan Bratton stated that it was up to the Court to decide who they would like to retain to represent the County in this case.**

**Cmr. Gutierrez motioned to have Allison, Bass & Associates represent the County. Cmr. Garza seconded the motion.**

**Motion carried 3-2 with Judge Bruni and Cmr. Brunner voting against.**

**Adjournment.**

**Judge Bruni motioned to adjourn. Cmr. Brunner seconded the motion.**

**Motion carried 5-0 by unanimous consent.**